

PANAJI, 12TH AUGUST, 1993 (SRAVANA 21, 1915)

SERIES II No. 20



OFFICIAL GAZETTE

GOVERNMENT OF GOA

NOTE: There are three Extraordinary issues to the Official Gazette, Series II No. 19 dated 5-8-93 as follows:

- 1) Extraordinary dated 5-8-93 from pages 281 to 282 regarding Notification from Revenue Department.
- 2) Extraordinary No. 2 dated 5-8-93 from pgs. 283 to 284 regarding Notification from Social Welfare Department.
- 3) Extraordinary No. 3 dated 6-8-93 from pgs. 285 to 286 regarding Notification from Dept. of Urban Development (Directorate of Municipal Administration).

GOVERNMENT OF GOA

Department of Personnel

Order

No. 6/9/91-PER

The Government is pleased to order with immediate effect transfers and postings of the following Senior Grade Officers of Civil Services as indicated below:—

Sl. No.	Name of the Officer & present posting	Posted on transfer
1	2	3
1.	Shri Cholleti Prabhakar, awaiting posting since 7-5-1993 (A. N.).	Officer on Special Duty Goa Sadan, New Delhi.
2.	Shri S. S. Byali, Director of Provedoria.	Director (Administration) Education Department.
3.	Shri P. R. Joshi, Director (Administration) Education Department.	General Manager (Administration), Tourism Development Corporation (on deputation).
4.	Shri W. V. Ramana Murthy, Secretary cum Managing Director, Housing Board.	Director of Provedoria (on deputation).

2. The deployment of the officers at Sl. No. 3 and 4 will be on deputation which will be governed by standard terms of deputation as contained in this Department's Office Memorandum No. 13/4/74-PER dated 10-10-1990.

3. The term of deputation of Shri Byali, as Director of Provedoria is extended till the date of his relief.

4. The term of deputation of Shri Murthy is curtailed till the date of his relief.

By order and in the name of the Governor of Goa.

G. J. Prabhudesai, Under Secretary (Personnel).

Panaji, 2nd July, 1993.

Home (General) Department

Addendum

No. 15-1-87-HD(G)

Read:— Govt. order No. 15-1-87(G) dated 22-7-1993 regarding Nomination of Ex-servicemen as Members of State Managing Committee of Special Fund for Reconstruction and Rehabilitation of Ex-servicemen.

In the Order cited above, the following may be added as Sr. No. 5 and the existing Sr. No. 5 may be numbered as Sr. No. 6.

5. Additional Secretary Representative of Ministry (Defence). Govt. of India.

All other contents in the above cited Order remains the same.

By order and in the name of the Governor of Goa.

G. P. Chimulkar, Under Secretary (Home).

Panaji, 3rd August, 1993.

Planning Department

Notification

No. 2/5/93/PLG (PB)

Subject: Constitution of a Planning Board for Goa.

In supersession of all the previous orders/notifications in this regard, the Government of Goa is pleased to reconstitute with immediate effect, the Planning Board of Goa, as under:

Chief Minister — Chairman.

Minister for Planning — Vice-Chairman.

Official Members:

(1) Chief Secretary — Member.

(2) Development Commissioner — Member.

(3) Commissioner & Secretary Finance — Member.

Non-Official Members:

(1) Shri R. D. Khalap, M.L.A. 188-A, Feira Alto, Mapusa — Member.

(2) Shri D. R. Pendse, Economic Adviser, Tata Industries, Bombay — Member.

(3) Dr. A. S. Nadkarni, Director, Gokhale Institute of Politics & Economics, Pune — Member.

(4) Dr. V. A. Pai Panandikar, Director, Centre for Policy Research, New Delhi — Member.

- (5) Shri Anil Salgaonkar, Gosalia Building, Margao — Member.
- (6) Shri Ramanath Care, Margao — Member.
- (7) Dr. Bailon D'Sa, Corlim, Tiswadi — Member.
- (8) Shri Ramesh Chowgule, Chowgule House, Mormugao Harbour, Mormugao — Member.
- (9) Shri Vivek Nair, Managing Director, Leela Beach Resort, Mobor, Cavelossim, Salcete — Member.

Member Secretary:

Director, Planning, Statistics and Evaluation, Panaji—Goa — Member Secretary.

2. The powers, functions and responsibilities of the Planning Board will be as follows:

- (1) To advise the Government on macro-economic policies best suited for this State;
- (2) To advise Government on various matters relating to the formulation, implementation and evaluation of various development plans including sub-plans like the Special Component Plan and the Tribal Sub-Plan, and also special area development plans like the Western Ghats Development Programme;
- (3) To appoint Sub-Committees to go into details of any particular problem or matter which may be considered necessary for its functioning;
- (4) To call for information from any Government Department to undertake inspections/visits of development projects, to hold discussion and seek clarifications from the Secretaries/Heads of Department in regard to the matters concerning the planning and development of the State;
- (5) To undertake directly or through Government Departments research and evaluation studies in specific fields of socio-economic development.

3. The Planning Board will meet at least twice a year but more often if necessary. The meetings may take place at Panaji or at any other convenient place in the State of Goa.

4. The non-official members will be permitted to draw air-fares (both ways) for attending the Board meeting or any other jobs specifically assigned to them by the Board. While in Goa, the outstation members (those whose normal place of residence is outside Goa) will be treated as State Guests. Each non official member will be paid a sitting fee of Rs. 200/- per day for attending the Board meetings or for attending to any other work specifically assigned to him by the Board.

5. The Director of Planning, Statistics and Evaluation will be the Drawing & Disbursing Officer for the purpose of the Planning Board and will be responsible for timely defray of all expenses including T. A. etc. of the Members of the Board.

By order and in the name of the Governor of Goa.

E. Silveira, Under Secretary (Planning).

Panaji, 6th July, 1993.

Education Department

Order:

No. 20/1/88-EDN/DTE

Read: Govt. Order No. 20/1/88-EDN/DTE dated 19-10-1992.

Sanction of the Government is hereby conveyed for extending the period of ad-hoc appointment of Shri C. B. Mandolkar, Assistant Secretary (Exams) in the Directorate of Technical Education, Panaji, for a further period upto 30-4-1993 (A. N.).

By order and in the name of the Governor of Goa.

S. S. Keshkamat, Under Secretary (Education).

Panaji, 21st May, 1993.

Order:

No. 21/9/90-EDN

Sanction of the Government is hereby conveyed for extending the period of ad-hoc appointment of Shri Ramrao S. Wagh, Lecturer in Computer Science in Government College of Arts, Science and Commerce, Sanquelim, for a further period of six months with effect from 1-4-1993 or till the post is filled on regular basis, whichever is earlier.

By order and in the name of the Governor of Goa.

S. S. Keshkamat, Under Secretary (Education).

Panaji, 26th May, 1993.

Order:

No. 12/5/85-EDN

Ex-post facto sanction of the Government is hereby accorded to appoint Shri Prakash R. Mutgi, Lecturer in Civil Engineering, Goa College of Engineering, Farmagudi to hold the additional charge of the post of Asstt. Prof. (Training) in addition to his own duties for the period from 10-9-90 to 24-5-92.

Shri Prakash Mutgi shall be entitled for charge allowance under F. R. 49(iii) for the period from 10-9-90 to 24-5-92.

This issues with the concurrence of Finance Department vide their U. O. No. FIN/EXP/776/93 dated 3-2-1993.

This supersedes earlier order of even number dated 2-3-93.

By order and in the name of the Governor of Goa.

S. S. Keshkamat, Under Secretary (Education).

Panaji, 26th May, 1993.

Order:

No. 14/11/83-EDN(I)

Government is pleased to transfer Smt. Suman Pednekar, Dy. Director (Adult Education) in the Directorate of Education to the post of Principal, D. I. E. T., Porvorim, thereby relieving Shri P. V. Salelkar, Director of Education of the additional charge, with immediate effect.

Shri Salelkar will also look after the duties of Dy. Director (Adult Education) in addition to his own duties until further orders.

By order and in the name of the Governor of Goa.

G. J. Prabhudesai, Under Secretary (Education).

Panaji, 30th July, 1993.

Order:

No. 23/4/92-EDN(Part)

Shri T. C. Taranath is hereby temporarily appointed on ad hoc basis as Lecturer in Botany in Government College, Quepem, with effect from the date of his joining, in the scale of Rs. 2200-4000 plus the usual allowances admissible from time to time with the initial pay of Rs. 2200/-.

The appointment is subject to the condition specified in the office memorandum No. 22/Misc/1771/EDN dated 30-3-1992 and the Rules and Regulation laid down by the Government from time to time.

The appointment is for a period of six months and purely on ad hoc basis and it will not bestow on the appointee any claim for regular appointment/promotion to the higher post and seniority and will be liable to be terminated by one month's notice given by either side or by payment of one month's salary in lieu of notice.

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The appointment is liable for termination in case the character and antecedents of the appointee are adverse so as to disqualify him from holding of a post under Government.

By order and in the name of the Governor of Goa.

G. J. Prabhudesai, Under Secretary (Education).

Panaji, 3rd August, 1993.

Department of Science, Technology and Environment

Notification

No. 15-2-89-STE

Read: Notification No. 15-2-89-STE dated 11-8-1989.

In partial modification to the Notification referred to above and in exercise of the powers conferred by sub-section (2) of section 53 of the Water (Prevention and Control of Pollution) Act, 1974 (Central Act 6 of 1974), the Government is pleased to appoint Dr. L. U. Joshi, Deputy Director in National Institute of Oceanography as Government Analyst in place of Dr. R. Sen Gupta who has since retired on superannuation for the purpose of analysis of samples of water or of sewage or trade effluent sent for analysis to the State Water Laboratory.

By order and in the name of the Governor of Goa.

Smt. Maria A. Rodrigues, Under Secretary (STE).

Panaji, 4th August, 1993.

Revenue Department

Notification

No. 22/134/92-RD

Whereas by Government Notification No. 22/134/92-RD dated 7-8-1992 published on page 605 of Series II, No. 29 of the Official Gazette dated 15-10-1992 and in two newspapers (1) Tarun Bharat dated 19-8-1992 and (2) Navhind Times dated 28-8-1992, it was notified under section 4 of the Land Acquisition Act, 1894 (Central Act 1 of 1894) (hereinafter referred to as "the said Act"), that the land specified in the Schedule appended to the said Notification (hereinafter referred to as the said land), was likely to be needed for public purpose, viz. Construction of Left Bank Main Canal of Tillari Irrigation Project from Ch. 17.294 to 19.260 kms. at village Revora and Tivim of Bardez Taluka.

And whereas the Government of Goa (hereinafter referred to as the "Government"), being of the opinion that the acquisition of the said land is urgently necessary, hereby applies the provisions of sub-section (1) and sub-section (4) of section 17 of the said Act and directs that the Collector appointed under paragraph 2 below, shall at any time on the expiry of fifteen days from the date of the publication of the notice relating to the said land under sub-section (1) of section 9 of the said Act, take possession of the said land.

Now, therefore, the Government hereby declares under the provisions of section 6 of the said Act that the said land is required for the public purpose specified above.

2. The Government also hereby appoints, under clause (c) of section 3 of the said Act, the Special Land Acquisition Officer (North), Irrig. Deptt., Mapusa-Goa to perform the functions of the Collector for all proceedings hereinafter to be taken in respect of the said land and directs him under section 7 of the said Act to take order for the acquisition of the said land.

3. A plan of the said land can be inspected at the Office of the Special Land Acquisition Officer (North), I. D., Deptt., Morod, Mapusa-Goa till the award is made under section 11.

SCHEDULE

(Description of the said land)

Taluka: Bardez

Village: Siolim

Survey No./ Sub. Div. No.	Name of the person believed to be interested	Approximate area in sq. mts.
1	2	3
261 part	O: Comunidade of Siolim. Boundaries: North: S. No. 259/5, 20; 11. South: S. No. 261, 270/4. East: S. No. 261. West: S. No. 259/20, 260/12, 271/39, 270/4.	4,725
	Total	4,725

By order and in the name of the Governor of Goa.

B. N. Bhat, Under Secretary (Revenue).

Panaji, 24th May, 1993.

Public Health Department

Order

No. 8/11/88-I/PHD

Consequent upon acceptance of the resignation of Dr. Nandita Monteiro, Sr. Paediatrician and (2) Dr. Mahadev, L. Porienkar, Jr. Paediatrician of the Hospicio Hospital, Margao Dr. Ira Almeida, Jr. Paediatrician of Primary Health Centre, Canacona is hereby directed to work at Hospicio Hospital, Margao, until further orders.

By order and in the name of the Governor of Goa.

D. N. Accawade, Under Secretary (Health).

Panaji, 23rd April, 1993.

Order

No. 7-3-90-IV/PHD/1254

Read: Order No. 7-3-90-IV/PHD/4538 dated 22-12-92 and

Order No. 7-3-90-IV/PHD/470 dated 16-2-93.

Government is pleased to appoint Dr. R. K. Singh, Professor in Prosthetic Dentistry in Goa Dental College and Hospital, Ribandar to officiate as Dean, Goa Dental College & Hospital in addition to his own duties purely on ad hoc basis w. e. f. 1st May, 1993 till the post is filled on regular basis through Goa Public Service Commission.

This appointment will not bestow any claim for regular appointment of Dr. R. K. Singh.

By order and in the name of the Governor of Goa.

D. N. Accawade, Under Secretary (Health).

Panaji, 27th April, 1993.

Order

No. 7/11/90-I/PHD

On the recommendation of Goa Public Service Commission vide their letter No. COM/I/5/56(3)/91 dated 29-10-1991 Smt.

Alka Nagvenkar is appointed to the post of Pharmaceutical Chemist, Group 'B' under the Directorate of Health Services with immediate effect in the pay scale of Rs. 2000-60-2300-EB-75-3200-100-3500 on the terms and conditions contained in the Memorandum of even number dated 23-4-1993 and posted as Pharmaceutical Chemist against the vacant post in M.S.D. under Directorate of Health Services, Panaji.

Smt. Alka Nagvenkar will be on probation for a period of two years. She has already been declared medically fit and her appointment is subject to the verification of character and antecedents.

By order and in the name of the Governor of Goa.

D. N. Accawade, Under Secretary (Health).

Panaji, 12th May, 1993.

Order

No. 7-3-92-I/PHD

Read. Order No. 7-3-92-I/PHD dated 9-12-92.

The ad-hoc appointment of Shri S. S. Sardessai, Assistant Drugs Controller under Directorate of Food and Drugs Administration, Panaji made vide order mentioned above is extended for a further period of six months w.e.f. 6-4-93 or till the post is filled up on regular basis, whichever is earlier. This has concurrence of Goa Public Service Commission vide their reference No. COM/II/56(8)/92 dated 7-5-1993.

By order and in the name of the Governor of Goa.

D. N. Accawade, Under Secretary (Health).

Panaji, 17th May, 1993.

Order

No. 7-5-90-I/PHD

On the recommendation of Goa Public Service Commission vide its letter No. COM/I/5/24(3)/89 dt. 17-2-93 Dr. Narsinha V. Markande is hereby appointed to the post of the Senior Pathologist (Group 'A') under the Directorate of Health Services, Panaji with immediate effect in the pay scale of Rs. 3000-100-3500-125-4500 on the terms and conditions contained in Government Memorandum No. 7-5-90-I/PHD dt. 21-4-93 and posted at Asilo Hospital at Mapusa vice Dr. Shashikala P. Prabhu Desai, Sr. Pathologist transferred.

Dr. Markande shall be on probation for a period of two years and the appointment is subject to the verification of his character and antecedents. He has been declared medically fit.

By order and in the name of the Governor of Goa.

D. N. Accawade, Under Secretary (Health).

Panaji, 14th May, 1993.

Order

No. 7-8-91-I/PHD

On the recommendation of Goa Public Service Commission vide their letter No. COM/I/5/56(2)/91 dated 9-10-1991 Shri Rajendra Ramchandra Naik is appointed to the post of Technical Officer, Group 'B' under the Directorate of Food and Drugs Administration, Panaji with immediate effect in the pay scale of Rs. 2000-60-2300-EB-75-100-3500 on the terms and conditions contained in the memorandum of even number dated 26-5-1993.

Shri Rajendra Naik will be on probation for a period of two years. He has already been declared medically fit and his appointment is subject to the verification of his character and antecedents.

By order and in the name of the Governor of Goa.

D. N. Accawade, Under Secretary (Health).

Panaji, 31st May, 1993.

Order

No. 7-6-91-I/PHD

On the recommendation of Goa Public Service Commission vide their letter No. COM/II/11/56(6)/91 dated 19-11-1991. The following Asstt. Chemists of the Directorate of Food and Drugs Administration are promoted to the posts of Chemists (Group 'B' Non Gazetted) with immediate effect in the pay scale of Rs. 1640-60-2600-EB-75-2900.

1. Shri Mohan J. Naik.
2. Shri Joaquim Pereira.
3. Kum. Valerie Rodrigues.

They shall be on probation for a period of two years.

By order and in the name of the Governor of Goa.

D. N. Accawade, Under Secretary (Health).

Panaji, 14th May, 1993.

Order

No. 8-6-93-III/PHD

Read: Memorandum No. 8-6-93-III/PHD dated 31-5-93.

On the recommendation of the Goa Public Service Commission vide their letter No. COM/I/5/35(2)/89 dated 17-2-93, Government is pleased to appoint Dr. (Mrs.) Maria Yvonne da Silva Pereira to the post of Lecturer in Psychiatry in the Institute of Psychiatry and Human Behaviour, Altinho, Panaji on temporary basis pending final decision of the Court on the writ petition No. 205 of 1993 filed by Dr. (Mrs.) Hirabhai Atmaram Borkar on an initial basic pay of Rs. 3,000/- (Rupees three thousand only) in the scale of Rs. 3000-100-3500-125-5000 plus N.P.A. with immediate effect as per the terms and conditions contained in the above Memorandum dated 31-5-1993.

Dr. (Mrs.) Yvonne da Silva Pereira has been found medically fit as a Medical Officer under the Directorate of Health Services by the Goa Medical Board, Panaji.

Dr. (Mrs.) Yvonne da Silva Pereira will be on probation for a period of 2 years.

The appointment is made against the vacant post pending verification of her character and antecedents.

By order and in the name of the Governor of Goa.

D. N. Accawade, Under Secretary (Health).

Panaji, 25th June, 1993.

Order

No. 7/21/91-I/PHD (2)

Dr. Prakash Nadkarni, Chief Medical Officer (FW) Directorate of Health Services, Panaji is hereby directed to look

By order and in the name of the Governor of Goa.

D. N. Accawade, Under Secretary (Health).

Panaji, 14th May, 1993.

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after the charge of the posts of Dy. Directors of Health Services (Public Health) and Dy. Director of Health Services (Medical) with immediate effect until further orders in addition to his own duties as a stop gap arrangement in the interest of Services under the Directorate of Health Services.

By order and in the name of the Governor of Goa:

D. N. Accawade, Under Secretary (Health).

Panaji, 28th June, 1993.

Addendum

No. 8/5/87-II/PHD

Read: Order No. 8/5/87-II/PHD dated 25-5-93 and Corrigendum Order No. 8/5/87-II/PHD dated 15-6-93.

The following words shall be added in the fifth line of the above Corrigendum Order.

"for taking up new assignment of the post of Senior Resident in Obstetrics and Gynaecology, Goa Medical College".

By order and in the name of the Governor of Goa:

D. N. Accawade, Under Secretary (Health).

Panaji, 15th July, 1993.

Department of Labour

Order

No. 28/17/93-LAB

Whereas the Government of Goa is of the opinion that an industrial dispute exists between the management of M/s. Drogaria Menezes & Cia and their workmen represented by All Goa General Employees Union in respect of the matter specified in the Schedule annexed hereto (hereinafter referred to as the 'said dispute');

And whereas the Government of Goa considers it expedient to refer the said dispute for adjudication.

Now, therefore, in exercise of the powers conferred by clause (d) of sub-section (1) of section 10 of the Industrial Disputes Act, 1947 (Central Act 14 of 1947) (hereinafter referred to as the 'said Act'), the Government of Goa hereby refers the said dispute for adjudication to the Industrial Tribunal of Goa, Daman and Diu at Panaji-Goa, constituted under section 7-A of the said Act.

SCHEDULE

"Whether the action of the management of M/s. Drogaria Menezes & Cia, Margao, in refusing to consider the following demands is legal and justified?

Demand No. 1: Pay Scales:

All the employees to be classified into 3 groups A, B & C and be placed in respective pay-scales as mentioned below after giving a flat rise in the salaries.

Category	Descriptions	Pay Scales	FDA 15%
'A'	Depot Incharge, Incharge, Cardex, Supervisor, Computer Operator, Pharmacist, Supervisor, Store-keeper, Asstt. Accountant, Accounts Clerk, Stenographer.	1000-35-1245-40-1565-45-2015.	150
'B'	Cardex Clerk, Billing Clerk, Cashier, Salesman, Driver / Salesman, Travelling Salesman, Driver, General Assistant.	900-30-1110-35-1390-40-1790.	135
'C'	Asstt. Salesman, Attendant, Peon.	650-15-755-20-915-25-1165.	97.50

(b) *Flat Rise in Salaries:*

Employees in Group 'A' — Rs. 100/-.

Employees in Group 'B' — Rs. 90/-.

Employees in Group 'C' — Rs. 75/-.

(c) *Service Increment:*

Employees completing more than 5 years of service as on 30th Dec. '90 be given one extra increment.

(d) *Variable Dearness Allowance:*

Rs. 2/- per point rise beyond A.I.C.P.I. 950 (1960 = 100).

(e) *Fixed Dearness Allowance:*

F.D.A. to be 15% of initial basic as mentioned in Demand No. 1.

Demand No. 2: *House Rent Allowance:*

10% of basic salary.

Demand No. 3: *Tea Allowance:*

Rs. 150/- per month.

Demand No. 4: *Conveyance Allowance:*

Rs. 5/- per day of attendance.

Demand No. 5: *Daily Allowance:*

Drivers, Salesman & Attendants to be paid Rs. 15/- as daily allowance.

Demand No. 6: *Cash Handling Allowance:*

Cashiers to be paid a monthly cash Handling Allowance of Rs. 100/-.

Demand No. 7: *Overtime Payment:*

O.T. should be paid at the rate of double the normal wages.

Demand No. 8: *Leave:*

As per demand.

Demand No. 9:

Wage Revision with effect from 1-1-1991. For 3 years.

If not, to what relief the workmen are entitled to?"

By order and in the name of the Governor of Goa:

D. N. Accawade, Under Secretary (Labour).

Panaji, 21st April, 1993.

Order

No. 28/19/93-LAB

Whereas the Government of Goa is of the opinion that an industrial dispute exists between the management of M/s. Agencia Menezes & Cia and their workmen represented by All Goa General Employees Union in respect of the matter specified in the Schedule annexed hereto (hereinafter referred to as the 'said dispute');

And whereas the Government of Goa considers it expedient to refer the said dispute for adjudication.

Now, therefore, in exercise of the powers conferred by clause (d) of sub-section (1) of section 10 of the Industrial Disputes Act, 1947 (Central Act 14 of 1947) (hereinafter referred to as the 'said Act'), the Government of Goa hereby refers the said dispute for adjudication to the Industrial Tribunal of Goa, Daman and Diu at Panaji-Goa, constituted under section 7-A of the said Act.

SCHEDULE

"Whether the action of the management of M/s. Agencia Menezes & Cia, Margao, in refusing to consider the following demands is legal and justified?

Demand No. 1: Pay Scales:

All the employees to be classified into 3 groups A, B & C and be placed in respective pay-scales as mentioned below after giving a flat rise in the salaries.

Category	Descriptions	Pay Scales	FDA 15%
'A'	Depot Incharge, Incharge, Cardex, Supervisor, Computer Operator, Pharmacist, Supervisor, Store-keeper, Asstt. Accountant, Accounts Clerk, Stenographer.	1000-35-1245- -40-1565-45- -2015.	150
'B'	Cardex Clerk, Billing Clerk, Cashier, Salesman, Driver / Salesman, Travelling Salesman, Driver, General Assistant.	900-30-1110- -35-1390-40- -1790.	135
'C'	Asstt. Salesman, Attendant, Peon.	650-15-755-20- 915-25-1165.	97.50

(b) Flat Rise in Salaries:

Employees in Group 'A' — Rs. 100/-.
 Employees in Group 'B' — Rs. 90/-.
 Employees in Group 'C' — Rs. 75/-.

(c) Service Increment:

Employees completing more than 5 years of service as on 30th Dec. '90 be given one extra increment.

(d) Variable Dearness Allowance:

Rs. 2/- per point rise beyond A. I. C. P. I. 950 (1960 = 100).

(e) Fixed Dearness Allowance:

F.D.A. to be 15% of initial basic as mentioned in Demand No. 1.

Demand No. 2: House Rent Allowance:

10% of basic salary.

Demand No. 3: Tea Allowance:

Rs. 150/- per month.

Demand No. 4: Conveyance Allowance:

Rs. 5/- per day of attendance.

Demand No. 5: Daily Allowance:

Drivers, Salesman & Attendants to be paid Rs. 15/- as daily allowance.

Demand No. 6: Cash Handling Allowance:

Cashiers to be paid a monthly cash Handling Allowance of Rs. 100/-.

Demand No. 7: Overtime Payment:

O.T. should be paid at the rate of double the normal wages.

Demand No. 8: Leave:

As per demand.

Demand No. 9:

Wage Revision with effect from 1-1-1991. For 3 years.

If not, to what relief the workmen are entitled to?"

By order and in the name of the Governor of Goa.

D. N. Accarwade, Under Secretary (Labour).

Panaji, 22nd April, 1993.

Order

No. 28/15/93-LAB

Whereas the Government of Goa is of the opinion that an industrial dispute exists between the management of M/s. Farmacia Menezes & Cia and their workmen represented by All Goa General Employees Union in respect of the matter specified in the Schedule annexed hereto (hereinafter referred to as the 'said dispute');

And whereas the Government of Goa considers it expedient to refer the said dispute for adjudication.

Now, therefore, in exercise of the powers conferred by clause (d) of sub-section (1) of section 10 of the Industrial Disputes Act, 1947 (Central Act 14 of 1947) (hereinafter referred to as the 'said Act'), the Government of Goa hereby refers the said dispute for adjudication to the Industrial Tribunal of Goa, Daman and Diu at Panaji-Goa, constituted under section 7-A of the said Act.

SCHEDULE

"Whether the action of the management of M/s. Farmacia Menezes & Cia, Margao, in refusing to consider the following demands is legal and justified?

Demand No. 1: Pay Scales:

All the employees to be classified into 3 groups A, B & C and be placed in respective pay-scales as mentioned below after giving a flat rise in the salaries.

Category	Descriptions	Pay Scales	FDA 15%
'A'	Depot Incharge, Incharge, Cardex, Supervisor, Computer Operator, Pharmacist, Supervisor, Store-keeper, Asstt. Accountant, Accounts Clerk, Stenographer.	1000-35-1245- -40-1565-45- -2015.	150
'B'	Cardex Clerk, Billing Clerk, Cashier, Salesman, Driver / Salesman, Travelling Salesman, Driver, General Assistant.	900-30-1110- -35-1390-40- -1790.	135
'C'	Asstt. Salesman, Attendant, Peon.	650-15-755-20- 915-25-1165.	97.50

(b) Flat Rise in Salaries:

Employees in Group 'A' — Rs. 100/-.
 Employees in Group 'B' — Rs. 90/-.
 Employees in Group 'C' — Rs. 75/-.

(c) Service Increment:

Employees completing more than 5 years of service as on 30th Dec. '90 be given one extra increment.

(d) Variable Dearness Allowance:

Rs. 2/- per point rise beyond A. I. C. P. I. 950 (1960 = 100).

(e) Fixed Dearness Allowance:

F.D.A. to be 15% of initial basic as mentioned in Demand No. 1.

Demand No. 2: House Rent Allowance:

10% of basic salary.

Demand No. 3: Tea Allowance:

Rs. 150/- per month.

Demand No. 4: Conveyance Allowance:

Rs. 5/- per day of attendance.

Demand No. 5: Daily Allowance:

Drivers, Salesman & Attendants to be paid Rs. 15/- as daily allowance.

Demand No. 6: Cash Handling Allowance:

Cashiers to be paid a monthly cash Handling Allowance of Rs. 100/-.

Demand No. 7: Overtime Payment:

O.T. should be paid at the rate of double the normal wages.

12TH AUGUST, 1993

SERIES II No. 20

Demand No. 8: *Leave:*

As per demand.

Demand No. 9:

Wage Revision with effect from 1-1-1991. For 3 years.

If not, to what relief the workmen are entitled to?"

By order and in the name of the Governor of Goa.

D. N. Accawade, Under Secretary (Labour).

Panaji, 22nd April, 1993.

AWARD

In exercise of the powers conferred by clause (d) of Sub-section (1) of section 10 of the Industrial Disputes Act, 1947, the Government of Goa, by its order No. 28/47/92-LAB dated 3-11-1992 has referred the following issue for adjudication by this Tribunal.

"Whether the action of the management of M/s. Hindustan Marble and Stone Works, Corlim-Goa, in refusing to concede the following demands of the workmen represented by Goa Trade and Commercial Workers' Union, is legal and justified?"

2. The Schedule is appended with as many as 10 (ten) demands for (i) Revision of Pay-Scales, (ii) Seniority Increments, (iii) Variable Dearness Allowance, (iv) House Rent Allowance, (v) Travelling Allowance, (vi) Washing Allowance and Uniforms, (vii) Leave facilities, (viii) Bonus, (ix) Shoes, Rainwear and Safety-Wear and (x) Teas and snacks.

3. On receipt of this reference, a case at No. IT/72/92 was registered and notices were served upon both the parties. However, on 20-2-1993, Shri R. D. Mangeshkar, Secretary, Goa Trade and Commercial Workers' Union, representing Party I, submitted an application (Exh. 4) wherein he has stated that after the Government made this reference, the Union found that the Factory of Party II, at Corlim, has been closed and hence no purpose would be served in pressing the charter of demands. He has therefore submitted that this reference may kindly be treated as withdrawn by the Union-Party I and according, the matter should be disposed of.

4. In view of this state of affairs, it follows that the reference does not survive for consideration and hence I pass the following order.

Order

The reference stands disposed of since Party I-Goa Trade and Commercial Workers' Union has withdrawn the charter of demands which was the subject matter of this reference.

No order as to costs. Inform the Government accordingly.

Sd/-

(M. A. DHAVAL)

Presiding Officer
Industrial Tribunal

IN THE INDUSTRIAL TRIBUNAL
GOVERNMENT OF GOA, AT PANAJI
(Before Shri M. A. Dhavale, Hon'ble Presiding Officer)
Ref. No. IT/72/92

Workmen	— Part I
V/s.	
M/s. Hindustan Marble and Stone Works	— Part II
Workmen represented by Shri R. Mangeshkar.	
Employer represented by Shri P. K. Lele.	

Panaji, dated, 22-2-1993.